IN THE HIGH COURT OF JUDICATURE AT BOMBAY

CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.8107 OF 2005
IN
CRIMINAL APPEAL NO.1166 OF 2005

The State of Maharashtra ...Applicant

V/s.
Madan Sitaram Karande & Ors. ...Respondents

Mr.P.A. Pol APP for State/Applicant.
Mr.Kuldeep Patil for Respondent No.1 to 3, 5 to 8.
Mr.Anit Borkar for Respondent No.4.

CORAM : V.M. KANADE, J.

DATED : 4th SEPTEMBER, 2007.

P.C:-

1. Heard learned APP for the State, learned counsel for Respondent No.1 to 3, 5 to 8 and learned counsel for Respondent No.4.

2. This is an application filed by the State for leave to appeal for enhancement of sentence awarded by the 2nd Ad-Hoc Additional Sessions Judge, Kolhapur.

3. It is case of the prosecution that the Respondents were Corporators who had behaved in unruly manner and, therefore, they were

charged for having committed offences punishable U/s.143, 147, 353, 427 of IPC. The Trial Court has convicted all the accused and sentenced them to suffer S.I. for six months, two years on each count. Further sentence was directed to run concurrently. Lower Appellate Court reduced the sentence to 15 days on each count. Against said order, present application has been preferred.

4. I have perused the impugned order. Lower Appellate Court has given cogent reasons for reducing the sentence. In my view, there is no infirmity in the said order. There is no case made out for grant to leave. Leave is refused. Criminal application is dismissed and disposed of.

V.M. KANADE, J.